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DEC 22 2005

Atty Docket No. 015258-033700US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Mail Stop Petitions

Group Art Unit 2834

OFFICIAL COMMUNICATION
FOR THE ATTENTION OF
Mail Stop Petitions

CERTIFICATION OF FACSIMILE TRANSMISSION

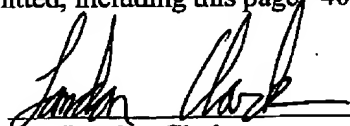
I hereby certify that the following documents in re Application of Reto Schoeb, Application No. 09/127,644, filed July 31, 1998 for MAGNETICALLY JOURNALLED ROTATIONAL ARRANGEMENT INCLUDING A ROTOR FOR GENERATING A UNIPOLAR BIAS MAGNETIC FLUX are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Petition for Revival of an Application for Patent Abandoned Unintentionally (2 pages)
2. Statements Establishing Unintentional Delay (2 pages)
3. February 16, 2005 submission to USPTO (16 pages)
4. August 4, 2005 submission to USPTO (19 pages)

Number of pages being transmitted, including this page: 40

Dated: December 22, 2005


Landon Clark

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT (415) 576-0300**

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 415-576-0200
Fax: 415-576-0300
60666365 v1

DEC 22 2005

PTO/SB/64 (1/05)

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
015258-033700US

First named inventor: Schoeb, Reto

Application No.: 09/127,644

Art Unit: 2834

Filed: July 31, 1998

Examiner: Tamai, K.

Title: MAGNETICALLY JOURNALLED ROTATIONAL ARRANGEMENT INCLUDING A ROTOR FOR
GENERATING A UNIPOLAR BIAS MAGNETIC FLUXAttention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice of
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee — required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity — fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity — fee \$ 1500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Request for Continued Examination (identify type of reply):

- ☒ has been filed previously on February 16, 2005.
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____.

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

[Page 1 of 2]

PTO/SB/64 (10/05)

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.


☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. ☐ For fees authorized to be paid hereinabove, the Commissioner is hereby authorized to charge the fees, any deficiency of fees, and credit of any overpayments, to Deposit Account No. 20-1430.

5. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.


Signature

December 22, 2005
Date

Kevin T. LeMond
Typed or printed name

35,933
Registration Number, if applicable

Townsend and Townsend and Crew LLP
Address

415-576-0200
Telephone Number

Two Embarcadero Center, 8th Floor, San Francisco, CA 94111
Address

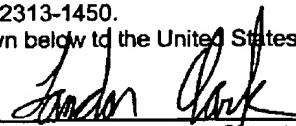
- Enclosures:
- ☐ Fee Payment
 - ☐ Reply
 - ☐ Terminal Disclaimer Form
 - ☒ Additional sheets containing statements establishing unintentional delay
 - ☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

December 22, 2005
Date


Signature
Landon Clark
Typed or printed name of person signing certificate

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Fax No. 1-571-273-8300 on December 22, 2005

PATENT
Docket No. 015258-033700US

TOWNSEND and TOWNSEND and CREW LLP

By: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Reto Schoeb

Application No.: 09/127,644

Filed: July 31, 1998

For: MAGNETICALLY JOURNALLED
ROTATIONAL ARRANGEMENT
INCLUDING A ROTOR FOR
GENERATING A UNIPOLAR BIAS
MAGNETIC FLUX

Examiner: Tamai, K.

Art Unit: 2834

STATEMENTS ESTABLISHING
UNINTENTIONAL DELAY

December 22, 2005

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to a Notice of Abandonment dated December 6, 2004 (copy
attached).

Pursuant to MPEP §1214.06, II, it is respectfully submitted that since the present
application included allowed claims during the appeal process, the Examiner should have
issued the application after the two months for appealing the Board of Appeal Decision
had expired. Instead, a Notice of Abandonment was issued.

Applicant petitions to revive the above-identified application for unintentional
abandonment.

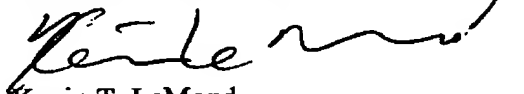
Reto Schoeb
Application No.: 09/127644
Page 2

PATENT

Applicant has attempted on two previous occasions to have the Abandonment of this application withdrawn. On February 16, 2005 a Request for Continued Examination, Amendment and Petition to Withdraw Holding of Abandonment were submitted via facsimile (copies enclosed). Also enclosed are copies of the Transmittal Confirmation and USPTO Auto-Reply Facsimile Transmission from the February 16, 2005 filing. On August 4, 2005 a call was made to the Office of Petitions inquiring of the status of the application. The Office of Petitions advised applicant's attorney that there was no record of the February 16, 2005 submission. Applicant's attorney was advised to resubmit the filing. On August 4, 2005 applicant's attorney submitted via facsimile a copy of the February 16, 2005 Certificate of Facsimile, Request for Continued Examination, Petition to Withdraw Holding of Abandonment, Amendment, Transmission Confirmation, and USPTO Auto-Reply Facsimile Transmission (copies enclosed). Also, a copy of the Transmittal Confirmation for the August 16, 2005 submission is enclosed.

If the Examiner believes a telephone conference would expedite prosecution of this application, he is invited to telephone the undersigned at 415.576.0200.

Respectfully submitted,



Kevin T. LeMond
Reg. No. 35,933

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200
Fax: (415) 576-0300
KTL/ilc
60966290 v1

Atty Docket No. 015258-033700U S

PTO FAX NO.: 1 703 872-9306

ATTENTION: Examiner Tamai, K.

Group Art Unit 2834

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Tamai, K.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Reto Schoeb, Application No. 09/127,644, filed July 31, 1998 for MAGNETICALLY JOURNALLED ROTATIONAL ARRANGEMENT INCLUDING A ROTOR FOR GENERATING A UNIPOLAR BIAS MAGNETIC FLUX are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Request for Continued Examination
2. Amendment
3. Petition to Withdraw Holding of Abandonment

FAXED
2-16-05
2739

Number of pages being transmitted, including this page: 13

Dated: 2/16/05



Lata Olivier

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Two Embarcadero Center, Eighth Floor
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Fax: 415-576-0300

60424066 v1

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Fax No. 1 703 872-9306 on February 16, 2005.

PATENT
Docket No.: 015258-033700US
Client Ref. No.: KS/Pat/P.6827/Ke/Pa

TOWNSEND and TOWNSEND and CREW LLP

By: 
Lata Olivier

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Reto Schoeb

Application No.: 09/127,644

Filed: July 13, 1998

For: MAGNETICALLY JOURNALLED
ROTATIONAL ARRANGEMENT
INCLUDING A ROTOR FOR
GENERATING A UNIPOLAR BIAS
MAGNETIC FLUX

Customer No.: 20350

Examiner: Tamai, K.

Art Unit: 2834

**PETITION TO WITHDRAW HOLDING
OF ABANDONMENT UNDER 37 C.F.R.
1.181(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Abandonment mailed December 6, 2004,
Applicant respectfully requests withdrawal of the holding of abandonment.

Pursuant to MPEP §1214.06, II, it is respectfully submitted that since the
present application included allowed claims during the appeal process, the Examiner
should have issued the application after the two months for appealing the Board of
Appeal Decision had expired. Instead, a Notice of Abandonment was issued.

Reto Schoeb
Application No.: 09/127,644
Page 2

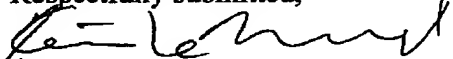
PATENT

CONCLUSION

In view of the foregoing, Applicant respectfully requests withdrawal of the holding of abandonment. No fee is believed to be due, however, if any fee is due, please charge deposit account no. 20-1430.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415) 576-0200.

Respectfully submitted,



Kevin T. LeMond
Reg. No. 35,933

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I hereby certify that this correspondence is being facsimile
transmitted to the United States Patent and Trademark Office,
Fax No. 1 703 872-9306 on February 16, 2005.

PATENT
Docket No.: 015258-033700US
Client Ref. No.: KS/Pat/P.6827/Ke/Pa

TOWNSEND and TOWNSEND and CREW LLP

By: 
Lata Olivier

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Reto Schoeb

Application No.: 09/127,644

Filed: July 13, 1998

For: MAGNETICALLY JOURNALLED
ROTATIONAL ARRANGEMENT
INCLUDING A ROTOR FOR
GENERATING A UNIPOLAR BIAS
MAGNETIC FLUX

Customer No.: 20350

Examiner: Tamai, K.

Art Unit: 2834

**PETITION TO WITHDRAW HOLDING
OF ABANDONMENT UNDER 37 C.F.R.
1.181(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Reto Schoeb
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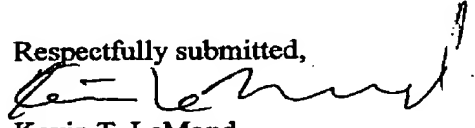
PATENT

CONCLUSION

In view of the foregoing, Applicant respectfully requests withdrawal of the holding of abandonment. No fee is believed to be due, however, if any fee is due, please charge deposit account no. 20-1430.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415) 576-0200.

Respectfully submitted,


Kevin T. LeMond
Reg. No. 35,933

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KTL/lo
60423976 v1



Atty Docket No. 015258-033700US

PTO FAX NO.: 1 571 273-0042

ATTENTION: Examiner Tamai, K.

Group Art Unit 2834

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Tamai, K.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents in re Application of Reto Schoeb, Application No. 09/127,644, filed July 31, 1998 for MAGNETICALLY JOURNALLED ROTATIONAL ARRANGEMENT INCLUDING A ROTOR FOR GENERATING A UNIPOLAR BIAS MAGNETIC FLUX are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Per our telephone conversation of today to the Patent Office we were instructed to resend the attached documents.

Documents Attached

1. This Transmittal Form (2 pages)
2. Copy of 2/16/05 Certificate of Facsimile Transmission (1 page)
3. Copy of 2/16/05 - Request for Continued Examination (1 page submitted in duplicate)
4. Copy of 2/16/05 Petition to Withdraw Holding of Abandonment (2 pages submitted in duplicate)
5. Copy of 2/16/05 Amendment (8 pages)
6. Copy of 2/16/05 - Transmission (1 page)
7. Copy of 2/16/05 - Auto-Reply Facsimile Transmission

Number of pages being transmitted, including this page: 19

Dated: 8/4/05



Lata Olivier

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TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 415-576-0200
Fax: 415-576-0300
0303

60555926 v1

Atty Docket No. 015258-033700US

PTO FAX NO.: 1 703 872-9306

ATTENTION: Examiner Tamai, K.

Group Art Unit 2834

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Tamai, K.

CERTIFICATION OF FACSIMILE TRANSMISSION

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3. Petition to Withdraw Holding of Abandonment

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J-1605
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Lata Olivier

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60424066 v1